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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7891 OF 2006

Kalyan Dombivli Municipal Corpn.,
& anr. ... Petitioners

V/s

Akhil Bharatiya Safai Mazdoor Congress ... Respondent

Mr. A.S. Rao for the petitioners.

CORAM: SMT. NISHITA MHATRE, J.

DATED: 10TH JULY, 2007.

P.C.:

1. The petitioners have challenged the order dated 21.3.2006 passed by the Industrial Court. By this order, the Industrial Court had held that the petitioners had committed an unfair labour practice under Item 9 of Schedule IV of the M.R.T.U. & P.U.L.P. Act. The petitioners were directed to pay difference in wages payable to a Clerk and a Mazdoor. Although the respondent workmen were employed as Safai Kamgar, they were made to work as clerks from 24.11.1992. The Industrial Court has also directed the petitioners to consider the claim of the respondent workmen to the post of Clerk if they are found eligible, in case of

availability of such posts.

2. In my view, there is no infirmity in the order passed by the Industrial Court.

3. Writ petition rejected.

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